

48A C.J.S. Judges § 8

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Judges

Joseph Bassano, J.D.; Khara Singer-Mack, J.D.; Thomas Muskus, J.D.; Karl Oakes, J.D. and Jeffrey J. Shampo, J.D.

I. In General

A. Definitions and Distinctions

2. Judge

§ 8. Judges de jure

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West's Key Number Digest

West's Key Number Digest, [Judges](#)  1, 6

A judge de jure is one who is exercising the office of a judge as a matter of right.

A judge de jure is one who is exercising the duties as his or her right.¹ In order to become a judge de jure, a person must possess the legal qualifications for the judicial office in question, must be lawfully chosen to such office, and must have qualified to perform the duties of the office according to the mode prescribed by law.² All his or her necessary official acts are valid, and he or she cannot be ousted.³

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Footnotes

- 1 N.C.—*In re Pittman*, 151 N.C. App. 112, 564 S.E.2d 899 (2002).
- 2 N.C.—*People ex rel. Duncan v. Beach*, 294 N.C. 713, 242 S.E.2d 796 (1978).
- 3 N.C.—*In re Pittman*, 151 N.C. App. 112, 564 S.E.2d 899 (2002).

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